

## **Comments on OR Draft TMDL Implementation Plan Guidance for Urban Areas**

General: Remember the guidance must be applicable to the Coastal NONPOINT Management area, not the Coastal Zone Management area. Those are two different things and if a DMA would look up the online CZM boundary online, they would not be looking at the appropriate boundary. Need to replace Coastal Zone Management boundary/area with Coastal Nonpoint Program boundary throughout.

While the doc presents a lot of good info, it should be simplified for the audience. No need to go into so much background on history of CZARA and other programs—the DMAs don't need to know that to develop the implementation plans. Focus on what plans need to include as far as BMPs (including specifics—not just develop an ordinance) to address the new level MMs requirements.

Pg 9, last para—Could be helpful to emphasize New level (g) guidance requirements here.

Pg 13/14—Part c—make more timeless. Don't need to get into details about how OR has met 13 of 15 urban MMs for TMDL Urban implementation guidance or the detailed history of CZARA development.

Pg. 15, 4<sup>th</sup> para under part e—Guide says ESC and structural BMPs will achieve 80% TSS reduction required for new level but not all the BMPs listed in the back would achieve 80% TSS. ESC BMPs aren't designed to achieve 80% TSS reduction post-level.

Pg. 16.—doc recommends a variety of ordinances but ordinances are only as good as what they require. Appx I provides some details but may consider include some sample ordinance language or excerpts from ordinances to help DMAs further.

Pg. 32—States that the TMDL Implementation Plan does not address forestry or ag land uses. DMAs are only responsible for land use activities under their jurisdiction. But how are implementation plans supposed to address add MM for forestry then?

Pg. 32 (and elsewhere)—Discuss BMPs generally many places earlier on but would be helpful to include reference to specifics at back of manual since I was wondering when (if) specific requirements were going to be provided. Not all BMPs recommended would address new level MM.

Pg. 36—States that TMDL Implementation plans only need to address pollutants in the TMDL. How does this statement fit with top of pg. 24 which says that DMAs that are required to develop TMDL Impl plans must meet CZARA requirements? Statements appear to be contradictory.

Table 6—LID Ordinance and other ordinances recommended in the table are only as good as what the ordinance calls for. Just passing an ordinance may not be adequate for addressing the issues needed for CZARA—need to be consistent with (g) guidance for new level.

Appendix D—not sure our letter is needed for TMDL Implementation Guidance—its likely too

in the weeds for this audience.

Appendix I—Stormwater management ordinance should also control TSS, not just keep post-runoff same as pre-runoff—especially for sedimentation and nutrients.

Appendix I—OSDS ordinance needs to require inspections every 3-5yrs or at least during property transfer.

Appendix M—Stormwater ordinance should also address 80% TSS control, not just pre/post runoff.

### **TMDL IMD Comments**

Pg. 34 (6.4.2)—this section as good language on what urban TMDL Impl Plans should include. To be consistent, TMDL Implementation Plan Guidance should also capture this.